

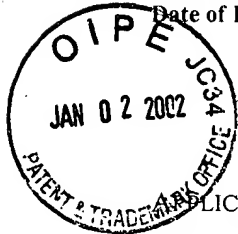
01-08-02

DAC
\$ #8

Express Mail Label No.: EV 54298565 US

Date of Deposit: January 4, 2002

Attorney Docket No. 23135-501



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Francois Mach
ASSIGNEE: NOVIMUNE S.A.
APPLICATION NUMBER: 09/664,871
EXAMINER: Karl Stiller
FILING DATE: September 19, 2000
ART UNIT: 1617
FOR: STATINS (HMG COA REDUCTASE INHIBITORS) AS A NOVEL TYPE OF IMMUNOMODULATOR, IMMUNOSUPPRESSOR AND ANTI-INFLAMMATORY AGENT

January 4, 2002
Boston, Massachusetts

Box DAC
Commissioner for Patents
Washington, D.C. 20231

**PETITION FOR REVIVAL OF AN UNINTENTIONALLY-ABANDONED
PATENT APPLICATION UNDER 37 C.F.R. 1.137(b)**

The above-identified application became abandoned for failure to file a timely and proper response to the Office action mailed June 1, 2001, which set a period for response due December 1, 2001.

APPLICANTS HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Petition fee:

- ☒ Small entity – fee \$640.00 (37 C.F.R. 1.17(m)) is enclosed herewith.
☐ Small entity statement enclosed herewith.
☐ Small entity statement previously filed.
☐ Other than small entity – fee \$_____ (37 C.F.R. 1.17(m)).

2. Proposed response and/or fee:

- ☒ Response to Restriction Requirement is enclosed herewith.

3. Terminal disclaimer with disclaimer fee:

- ☐ A terminal disclaimer equivalent to the number of months from abandonment to the filing of this petition (and disclaimer fee of \$55.00 (37 C.F.R. §1.20(d)) for a small entity) is enclosed herewith.

RECEIVED

JAN 09 2002

OFFICE OF PETITIONS

01/09/2002 CNGUYEN 00000029 09664871

01 FC:241

640.00 OP



30623

APPLICANTS:
U.S.S.N.:

Francois M
09/664,871

☐ Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

4. Statement:


The entire delay in filing the required reply from the due date until the filing of the present petition was unintentional (37 C.F.R. § 1.137(b)(3)).

5. Enclosures:

- ☒ Response
- ☒ Revival Petition Fee
- ☒ Petition for Extension of Time and Fee
- ☐ Small Entity Form
- ☐ Others:

The Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to Account 50-0311, Ref. No. 23135-501.

Respectfully submitted,


Ivor R. Elrifi, Reg. No. 39,529
Nicholas P. Triano, III, Reg. No. 36,397
Attorney(s) for Applicant
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

Dated: January 4, 2002

TRA 1613535v1

RECEIVED
JAN 09 2002
OFFICE OF PETITIONS